

b.) Remarks

The claims have been amended in order to recite the present invention with the specificity required by statute. The subject matter of the amendment is found, *inter alia*, at specification Examples 2-4, etc., at pages 38 et seq. Accordingly, no new matter has been added.

Claims 1-11 and 19-20 stood rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-7 of U.S. Patent No. 6,416,853 in view of Lee, Lenkoff, Wakai and Green. In response, claim 1 has been amended to recite a reversible hand writing cloth sheet. Such subject matter distinguishes the claims of the '853 patent, which relate only to a color-change laminate but does not render obvious a hand writing cloth sheet.

Claim 22 is rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. This matter has been attended to above.

In the parent application, claims 1-3 and 5-8 were also rejected under 35 U.S.C. §103(a) as being unpatentable over Lee in view of Takahara and Green, claims 9 and 19-20 over Lee and Takahara, and claims 10-11 and 21-22 over that art, in view of Wakai. Finally, claims 12-15 and 18 were rejected as being obvious over Lee in view of Lenkoff, and claims 16-17 are rejected as being obvious over those references in view of Flye Sainte Marie.

This rejection was not well understood. That is, even disregarding the above amendment, the Examiner has provided no evidence that all ranges in lines 6-8 of claim 1 are recognized in the art as being result-effective variables for which optimization would be considered. Accordingly, Applicants respectfully submit the Examiner has not made out a *prima*

facie case of obviousness.


In view of the above amendments and remarks, Applicants submit that all of the Examiner's concerns are now overcome and the claims are now in allowable condition.

Accordingly, reconsideration and allowance of this application is earnestly solicited.

Claims 1-3 and 5-25 remain presented for continued prosecution.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lawrence S. Perry", written over a horizontal line.

Attorney for Applicants

Lawrence S. Perry

Registration No. 31,865

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

LSP\ac

NY_MAIN 430265v1